

**Chapter 7.14****PERFORMANCE OF WILD OR EXOTIC ANIMALS FOR PUBLIC ENTERTAINMENT OR AMUSEMENT**

(3586-12/02)

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**7.14.010 Purpose and Intent.** It is the purpose and intent of the City of Huntington Beach City Council to protect the public against hazards that wild and exotic animals used in performances for entertainment pose to society and to protect wild and exotic animals from cruel and inhumane treatment. (3586-12/02)

**7.14.020 Performance of Wild or Exotic Animals -- Prohibited.** It shall be unlawful for any person to permit the performance of any wild and exotic animal for public entertainment, amusement or benefit on any public or private property within the City of Huntington Beach. (3586-12/02)

**7.14.030 Definitions.** For the purposes of this Chapter only, the following words and terms shall be deemed to mean and be construed as follows: (3586-12/02)

- A. "Performance" means any act, circus, ride, trade show, carnival, parade, race, or similar undertaking in which wild or exotic animals are required to perform tricks, fight, or participate as accomplishments in performances for the entertainment, amusement or benefit of an audience. Performance shall not include the display of wild and exotic animals. (3586-12/02)
- B. "Display" means the use or exhibition of animals for educational purposes or to groups of twenty (20) or fewer persons. (3586-12/02)
- C. "Wild and exotic animal" means any non-domestic animal and includes any or all of the following orders and families, or similar orders and families whether bred in the wild or in captivity, and any hybrid with domestic animals. The animals listed in parentheses are intended as examples and are not to be construed as an exhaustive list or limit the generality of each group of animals listed, unless otherwise specified: (3586-12/02)
  - 1. Non-human primates and prosimians (chimpanzees, monkeys) (3586-12/02)
  - 2. Felidae (except domesticated cats) (3586-12/02)
  - 3. Canidae (except domesticated dogs) (3586-12/02)
  - 4. Ursidae (bears) (3586-12/02)
  - 5. Proboscidae (elephants) (3586-12/02)
  - 6. Crocodilia (alligators, crocodiles) (3586-12/02)
  - 7. Marsupialia (kangaroos, opossums) (3586-12/02)
  - 8. Reptilia over 8 feet in length and snakes and reptiles of venomous variety. (3586-12/02)
  - 9. Perissodactyla (rhinoceroses, tapirs, but not horses or donkeys or mules) (3586-12/02)
  - 10. Artiodactyla (hippopotamuses, giraffes, camels, but not cattle, swine, sheep or goats) (3586-12/02)
  - 11. Hyaeonidae (hyenas) (3586-12/02)
  - 12. Mustelidae (skunks, weasels, otters, badgers) (3586-12/02)
  - 13. Procynonidae (raccoons, coatis) (3586-12/02)
  - 14. Edentata (anteaters, sloths, armadillos) (3586-12/02)
  - 15. Viverridae (mongooses, civets, and genets) (3586-12/02)
  - 16. Struthioniformes (ostriches) (3586-12/02)
  - 17. Casuariiformes (emus) (3586-12/02)

- D. “Person” means any individual, establishment, firm, association, organization, partnership, trust, corporation or company. (3586-12/02)
- E. “Domestic animal” means any animal that is livestock, a companion animal, or both. Livestock includes but is not limited to: 1) poultry 2) cattle 3) swine 4) sheep 5) goats and 6) horses. Companion animal means any animal that is commonly kept by a person as a pet or for companionship and includes but is not limited to: 1) domesticated dogs 2) domesticated cats 3) ferrets 4) gerbils 5) guinea pigs 6) hamsters 7) horses 8) mice 9) rabbits and 10) rats. (3586-12/02)
- F. “Director of Community Service” shall mean the Director of Community Services of the City of Huntington Beach or his designee. (3586-12/02)
- G. “Planning Director” shall mean the Planning Director of the City of Huntington Beach or his designee. (3586-12/02)

**7.14.040 Enforcement.** The Director of Community Services or the Planning Director shall have the power and authority to enforce the provisions of this Chapter. (3586-12/02)

**7.14.050 Exemptions.** The following are exempt from the provisions of this Chapter: (3586-12/02)

- A. Education activities endorsed or accredited by the American Zoo and Aquarium Association. (3586-12/02)
- B. Veterinarians in the ordinary course of a veterinarian’s practice of business. (3586-12/02)
- C. Educational activities endorsed or accredited by the Association of Sanctuaries and the American Sanctuary Association. (3586-12/02)
- D. Activities conducted pursuant to a Film Permit issued by the Community Services Department. (3586-12/02)

**7.14.060 Severability.** If any section, subsection, subdivision, paragraph, sentence, clause, or phrase in this chapter or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this chapter or any part thereof. The City Council hereby declares that it would have passed each Section, subsection, subdivision, paragraph, sentence, clause, or phrase thereof irrespective of the fact that any one (1) or more subsections, subdivisions, paragraphs, sentences, clauses, or phrases be declared unconstitutional, or invalid, or ineffective.” (3586-12/02)